BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

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FACSIMILE: (408) 720-8383

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DEC 1 4 2004

FACSIMILE COVER SHEET

	Deliver to:	Connolly, Mark A., USPTO		_ Art Group:	2115
Face	simile No.:	703-872-9306		Date:	December 14, 2004
	From:	Kevin G. Shao, Reg. No. 45,095			, <u>,</u>
our E	Oocket No.:	42390P10073	Nu	ımber of pages <u>2</u> 2	including this sheet.
ppli	cation No.:	09/821_556		Filing Date:	3/29/2001
•				Docket Due Date(s):	12/14/2004 1/14/2005
nclo	sed are the	following documents:		• •	
	, and a signed of the control	After Final (14_pgs)		Issue Fee Transmittal	r Mad Time Herry Anglicasi
_		(in triplicate) (pgs)		Notice of Appeal	
	• •			Petition for:	
		pgs) w/cover & abstract)		Request for Continued E	Examination (RCE)
	`	& Cover Sheet (pgs)		Reply Brief (pgs)	
_ ⊠	-	Facsimile		Request & Certification (Jnder 35 USC 122(b)(2)(B)(i)
	Continued Pr	osecution Application (CPA)		Request to Rescind Pre-	vious Nonpublication Request
	Declaration 8	POA (pgs)		Response to Notice of M	lissing Parts & Formalities Letter
	Drawings: _	sheets, figures		Response to Written Op	inion (pgs)
	Extension of	Time:		Terminal Disclaimer	
×	Fee Transmit	tal (in duplicate)		Transmittal of Publication	n Fee Due
п	IDS & PTO/S	B/08 (pgs)	×	Transmittal Letter	

I hereby certify that this correspondence is being transmitted by facsimile on the date shown below to the United States Patent and Trademark Office.

Cathy Backmann Date

Confidentiality Note: The documents accompanying this facsimile transmission contain information from the law firm of Blakely, Sokoloff, Taylor & Zafman which is confidential or privileged. The information is intended to be for the use of the individual or entity named on this transmission sheet. If you are not the intended recipient, be aware that any disclosure, copying, distribution or use of the contents of this faxed information is prohibited. If you have received this facsimile in error, please notify us by telephone immediately so that we can arrange for the retrieval of the original documents at no cost to you.

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)			Application No.	09/821,556	
			Filing Date	March 29, 2001	
			First Named Inventor	Terry L. Kendall	
			Art Unit '	2115	
			Examiner Name	Connolly, Mark A.	
Total Number of P	ages In This Submissi	on 18	Attorney Docket Number	42390P10073	
	ENCLO	SURES (chec	k all that apply)		
Fee Transmittal	Form	Drawing(s)		After Allowance Communication to Group	
Fee Attack	ned	Licensing-r	elated Papers	Appeal Communication to Board of Appeals and Interferences	
Amendment / Re	esponse	Petition		Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)	
After Final	l declaration(s)	Petition to Convert a Provisional Application		Proprietary Information	
Extension of Tim	e Request	Power of A Change of	ttorney, Revocation Correspondence Address	Status Letter	
Express Abando	nment Request	Terminal Disclaimer		Other Enclosure(s) (please identify below):	
Information Disc	losure Statement	Request for	r Refund	Return postcard.	
PTO/SB/0 Certified Copy of		CD, Numbe	er of CD(s)		
Document(s) Response to Mis Incomplete Appli	sing Parts/ ication	Domastic.			
Basic	Filing Fee	Remarks			
	to Missing er 97 CFR	,			
		E OF APPLICAN	IT, ATTORNEY, OR AC	GENT	
Firm or	Kevin G. Shao,	Reg. No. 45,0	95		
Individual name	BLAKELY, S	OKOLOFF,	TAYLOR & ZAFM	AN LLP	
Signature					
Date /2/14/2004					
			ING/TRANSMISSION		
I hereby certify that this correspondence is being transmitted via facsimile on the date shown below to the United States Patent and Trademark Office.					
Typed or printed na	me Cathy Bach	បាទបារា			
Signature	Cothy	P3		Date /2/14/04	

Based on PTC/SB/21 (04-04) as modfled by Blakejy, Solokoff, Taylor & Zalman (wtr) 08/04/2004, SEND TO: Commissioner for Patents, P.O. Box 1450. Alexandria, VA 22313-1450

Page 1 of 3

CCC TO ANOMITTAL COD EV COCE							
FEE TRANSMITTAL FOR FY 2005 Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4815).							
·							
TOTAL AMOUNT OF PAYMENT (\$) 0.00							
Complete if Known:							
Application No. <u>09/821,556</u> Filing Date <u>3/29/2001</u>							
First Named Inventor Terry L. Kendall							
Examiner Name Connolly, Mark A.							
Art Unit 2115							
Attorney Docket No. 042390.P10073							
Applicant claims small entity status. See 37 CFR 1.27.							
METHOD OF PAYMENT (check all that apply)							
Check Credit Card Money Order _X_ None Other (please Identify)							
X Deposit Account							
Deposit Account Number : <u>02-2666</u>							
Deposit Account Name:							
The Director is Authorized to do the following with respect to the above-identified Deposit Account:							
Charge fee(s) indicated below. X Charge any additional fee(s) or underpayment of fee(s) during the pendency of this application.							
X Charge any additional fee(s) or underpayment of fee(s) during the pendency of this application. Charge fee(s) indicated below except for the filing fee							
X Credit any overpayments.							
Apy concurrent or future reply that requires a petition for extension of time should be treated as							
incorporating an appropriate petition for extension of time and all required fees should be charged.							
Warning: information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2088.							
THE CALCULATION							
FEE CALCULATION							
1. BASIC FILING, SEARCH, AND EXAMINATION FEES							
Large Entity Small Entity Fee Fee Fee Fee							
Code (\$) Code (\$) <u>Fee Description</u> <u>Fees Paid (\$)</u> 1011 300 2011 150 Utility application filing fee							
1111 500 2111 250 Utility search fee1,000/500							
1311 200 2311 100 Utility examination fee							
\\ \tag{\frac{1}{2}}							
1012 200 2012 100 Design application filing fee							
1112 100 2112 50 Design search fee 430/215							
1312 130 2312 65 Design examination fee							
1013 200 2013 100 Plant filing fee							
1113 300 2113 150 Plant search fee 660/390							
1313 160 2313 80 Plant examination fee							
1004 300 2004 150 Reissue filing fee							
1114 500 2114 250 Reissue search fee 1,400/700							
1314 600 2314 300 Reissue examination fee							
Ĭ							
1005 200 2005 100 Provisional application filing fee							
\$UBTOTAL (1) \$							

Page 2 of 3

2. EXCESS CLAIM FEES		i				
		Fee from				
	Extra Claims	below Fees Paid (\$)				
Total Claims 42	- 50 or HP =	X =0				
HP = highest number of total cla						
Independent Claims 3	-3 or HP =	X =0				
HP = highest number of indepe	ndent claims paid for, if greater than 3					
Multiple Dependent Claims		=0				
Large Entity Small Entity		'				
Fee Fee Fee Fee Code (\$)	Fee Description					
Code (\$) Code (\$) 1202 50 2202 25	Each claim over 20					
1201 200 2201 100	Each independent claim over 3					
1203 360 2203 180	Multiple dependent claims, if not paid	•				
1204 200 2204 100	Reissue: each claim over 20 and more					
1205 50 2205 25	Reissue: each independent claim mor	re than in the original patent				
		SUBTOTAL (2) \$ 0				
		300101AE(2) 4 <u>8</u>				
3. APPLICATION SIZE FEE If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small)						
emity) for each additional 50 she	ets or fraction thereof. See 35 U.S.C. 41(a	i)(1)(G) and of OFN 1.10(s).				
	Number of each add'i	Fee from				
Total Sheets Extra	Sheets 50 or fraction thereof	below Fees paid (\$)				
		· ,				
- 100 =	/ 50 = (round up to whole n	number) X				
Large Entity Small Entity Fee Fee Fee Fee	For Description: Application size for	e for each additional group of 50 sheets				
Fee Fee Fee Fee Code (\$)		& drawings except sequences & program (Istings):				
1081 250 2081 125	Utility					
1082 250 2082 125	Design					
1083 250 2083 125	Plant					
1084 250 2084 125	Reissue					
		SUBTOTAL (3) \$				
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Page 3 of 3

FEE (CALCULA	TION (co	ntinued)		-		
4. OTHER FEE(S)							
^{7.}	,,, <u>,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,</u>	_/_/			Fees Paid (\$)		
Non-E	nglish Spa	edfication.	\$130 fee	(no small entity discount)	- 555 - 5.5 [5]		
ł				•			
Large Fee	Entity Fee	Small E Fee	Fee				
Code	(\$)	Code	(S)	Fee Description			
1051	130	2051	`6 5	Surcharge - late filing fee or oath			
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet			
1053	130	1053	130	Non-English specification			
1812	2,520	1812 1813	2,520 8,800	For filing a request for ex parte reexamination Request for inter parties reexamination			
1804	8,800 920*	1804	920*	Requesting publication of SIR prior to Examiner action			
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action			
1251	120	2251	60	Extension for reply within first month			
1252	450	2252	225	Extension for reply within second month			
1253	1,020	2253	510	Extension for reply within third month			
1254	1,590	2254	795	Extension for reply within fourth month			
1255 1401	2,160	2255 2401	1,080 250	Extension for reply within fifth month Notice of Appeal			
1402	500 500	2401	250 250	Filing a brief in support of an appeal			
1403	1,000	2403	500	Request for oral hearing			
1451	1,510	1451	1,510	Petition to institute a public use proceeding			
1452	500	2452	250	Petition to revive – unavoidable			
1453	1,500	2453	750	Petition to revive - unintentional			
1501	1,400	2501	700	Utility issue fee (or reissue)			
1502	800	2502	400	Design issue fee			
1503	1100	2503	550 400	Plant issue fee Petitions to the Commissioner (CFR 1.17(f) Group I)			
1462	400 200	1462 1463	400 200	Petitions to the Commissioner (CFR 1.17(1) Group II)			
1464	130	1464	130	Petitions to the Commissioner (CFR 1.17(h) Group III)			
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)			
1806	180	1806	180	Submission of Information Disclosure Stmt			
8021	40	8021	40	Recording each patent assignment per			
1				property (times number of properties)			
1809	790	2809	395	For filing a submission after final rejection			
4044	130	2814	65	(see 37 CFR 1.129(a)) Statutory Disclaimer			
1814	790	2810	395	For each additional invention to be examined			
1010	750	20.0	000	(see 37 CFR 1.129(b))			
1801	790	2801	395	Request for Continued Examination (RCE)			
1802	900	1802	900	Request for expedited examination of a design			
1				application			
1504	300	1504	300	Publication fee for early, voluntary, or normal pub.			
1505	300 130	1505 1803	300 130	Publication fee for republication Request for voluntary publication or republication			
1803 1808	130	1808	130	Processing fee under 37 CFR 1.17(i) (except provisionals)			
1454	1,370	1454	1,370	Acceptance of unintentionally delayed claim for priority			
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Uner	ree (speci	·y)					
Other	fee (speci	fy)					
	-			SUBTOTAL (4) \$_			
	ed by Basic		Paid				
SUBI	AITTED B	<u>Y</u> :	· - 				
Type	d or Print	ed Name:	Kevin	G. Shao			
				Date: 12/14/2004			
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Reg.	Reg. Number: <u>45,095</u> Telephone Number: <u>408-720-8300</u>						

Send to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Page 1 of 3

FEE TRANSMITTAL FOR FY 2005								
Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).								
TOTAL AMOUNT OF PAYMENT (\$) 0.00								
Complete if Known:								
Application No09/821,556								
Filing Date 3/29/2001								
First Named InventorTerry L. Kendali								
Examiner Name Connolly, Mark A.								
Art Unit <u>2115</u> Attorney Docket No. <u>042390.P10073</u>	1							
Applicant claims small entity status. See 37 CFR 1.27.								
METHOD OF PAYMENT (check all that apply) Check Credit Card Money OrderX_ None Other (please Identify)								
X Deposit Account	l							
Deposit Account Number : 02-2666								
Deposit Account Name:								
X The Director is Authorized to do the following with respect to the above-identified Deposit Acc	ount:							
Charge fee(s) indicated below. X Charge any additional fee(s) or underpayment of fee(s) during the pendency of this application.								
Charge fee(s) indicated below except for the filing fee								
	- 1							
X Any concurrent or future reply that requires a petition for extension of time should be treated as	-							
Incorporating an appropriate petition for extension of time and all required fees should be charge	ed.							
Warning: Information on this form may become public. Credit card information should not be included on this form Provide credit card information and authorization on PTO-2038.	•							
FEE CALCULATION								
1. BASIC FILING, SEARCH, AND EXAMINATION FEES								
Large Entity Compil Entity								
Large Entity Small Entity Fee Fee Fee								
Code (\$) Code (\$) Fee Description Fees Paid	(\$)							
1011 300 2011 150 Utility application filing fee								
1111 500 2111 250 Utility search fee								
1311 200 2311 100 Utility examination fee								
1012 200 2012 100 Design application filing fee								
1112 100 2112 50 Design search fee 430/215								
1312 130 2312 65 Design examination fee								
1013 200 2013 100 Plant filing fee								
1113 300 2113 150 Plant search fee 5 660/330								
1313 160 2313 80 Plant examination fee								
1004 300 2004 150 Reissue filing fee								
1114 500 2114 250 Reissue search fee1,400/700								
1314 600 2314 300 Reissue examination fee								
1005 200 2005 100 Provisional application filing fee								
OUDTOTAL (4) A								
SUBTOTAL (1) \$								

Page 2 of 3

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2. <u>EXC</u>	ESS C	LAIM FE	ES			,		i
				Extra Claims		Fee from below		Fees Paid (\$)
Total C	laims!	42		- 50 or HP =	X		=	0
HP=1	nichest n	umber of	total cla	nims paid for, if greater than 20				
Indepe	ndent (Claims 3	3	-3 or HP =	X		=	0
HP = F	nighest n	umber of	indeper	ndent claims paid for, if greater than 3				0
Multipl	le Depe	ndent C	laıms				=	0
Large E	Entitu	Şmall E	Entity					
Fee	Fee	Fee	Fee					
Code	(\$)	Code	(\$)	Fee Description				I
1202	50	2202	25	Each claim over 20				
1201	200	2201	100	Each independent claim over 3 Multiple dependent claims, if not paid				
1203 1204	360 200	2203 2204	180 100	Reissue: each claim over 20 and more	a than	in the origin	nai c	atent
1204	50 50	2205	25	Reissue: each Independent claim mor	e thai	in the origi	inal	patent
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If the sp	ecification	on and dr	awings (exceed 100 sheets of paper, the application	n size	fee due is \$2	250 ((\$125 for small
entity) f	or each a	additional	50 shee	ets or fraction thereof. See 35 U.S.C. 41(a	i)(1)(G	and 37 CF	-1 1.1	ι b (\$).
				Number of each add'l		Fee fro	<u>m</u>	
Total S	heets		Extra	Sheets 50 or fraction thereof		below		Fees paid (\$)
				1				
		– 100 =	-	/ 50 = (round up to whole n	umber)	X	-	
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Large E	Entity	Small E	Entity					
Fee	Fee	Fee	Fee	Fee Description: Application size fee	e for e	each additio	nai g	group of 50 sheets
Code	(\$)	Code	(\$)	beyond initial 100 sheets (count spec &	k drawi	ngs except se	quen	ces & program listings):
4004	250	2004	125	Utility				
1081 1082	250 250	2081 2082	125	Design				,
1083	250	2083	125	Plant				
1084	250	2084	125	Reissue				
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Page 3 of 3

FEE (CALCULA	TION (co	ntinued)					
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Non-E	nglish Spe	cification,	S130 fee	(no small entity discount)				
ì	Entity	Small E						
Fee	Fee	Fee	Fee					
Code	(\$)	Code	(\$)	Fee Description				
1051	130	2051	65	Surcharge - late filing fee or oath				
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet				
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1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action				
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1252	450	2252	225	Extension for reply within second month				
1253	1,020	2253	510 705	Extension for reply within third month				
1254	1,590	2254 2255	795 1,080	Extension for reply within fourth month Extension for reply within fifth month				
1255	2,160 500	2401	250	Notice of Appeal				
1402	500	2402	250	Filing a brief in support of an appeal				
1403	1,000	2403	500	Request for oral hearing				
1451	1,510	1451	1,510	Petition to Institute a public use proceeding				
1452	500	2452	250	Petition to revive unavoidable				
1453	1,500	2453	750	Petition to revive - unintentional				
1501	1,400	2501	700	Utility issue fee (or relssue)				
1502	800 1100	2502 2503	400 550	Design issue fee Plant issue fee				
1503 1462	400	1462	400	Petitions to the Commissioner (CFR 1.17(f) Group I)				
1463	200	1463	200	Petitions to the Commissioner (CFR 1.17(g) Group II)				
1464	130	1464	130	Petitions to the Commissioner (CFR 1.17(h) Group III)				
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)				
1806	180	1806	180	Submission of Information Disclosure Stmt				
8021	40	8021	40	Recording each patent assignment per				
4000	700	2000	395	property (times number of properties) For filing a submission after final rejection				
1809	790	2809	999	(see 37 CFR 1.129(a))				
1814	130	2814	65	Statutory Disclaimer				
1810	790	2810	395	For each additional Invention to be examined				
1	• • • •			(see 37 CFR 1.129(b))				
1801	790	2801	395	Request for Continued Examination (RCE)				
1802	900	1802	900	Request for expedited examination of a design				
4507	200	1504	300	application Publication fee for early, voluntary, or normal pub.				
1504 1505	300 300	1505	300	Publication fee for republication				
1803	130	1803	130	Request for voluntary publication or republication				
1808	130	1808	130	Processing fee under 37 CFR 1.17(I) (except provisionals)				
1454	1,370	1454	1,370	Acceptance of unintentionally delayed claim for priority	<i></i>			
Othor	Other fee (specify)							
Other	iee (specii	· Y/		,				
Other	fee (specif	fy)		<u> </u>				
				SUBTOTAL (4) \$_				
*Reduc	ced by Basic	Filing Fee	Pald					
	MITTED B		• •		<u></u> -			
	Typed or Printed Name: Kevin G. Shao							
Signature: Date:								
-				·	•••			
Reg.	Number:	<u>45,095</u>	.	Telephone Number: 408-720-8	300			

Send to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

In re Application of:

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DEC 1 4 2004

Atty. Docket No. 042390.P10073

PATENT

AMENDMENT UNDER 37 C.F.R. §1.116 EXPEDITED PROCEDURE EXAMINING GROUP 2115

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

	Terry L. Kendall) Examiner: Connolly, Mark A.				
Applic	eation No. 09/821,556) Art Unit: 2115				
Filed:	March 29, 2001) Confirmation No.: 5873				
For:	For: NON-VOLATILE ALTERABLE) DEFAULT FLASH MEMORY) CONFIGURATION REGISTERS)					
Comm	stop AF ussioner for Patents ox 1450	· · · · · · · · · · · · · · · · · · ·				
Alexa	ndria, VA 22313-1450					
	AMENDMENT AFTER FINAL	ACTION UNDER 37 C.F.R. §1.116				
Sir:		•				
	In response to the Office Action dated	October 14, 2004, Applicant respectfully				
reques	ts that the Examiner enter the following	g amendments and consider the following				
remarl	Ks.	•				
I hereby	certify that this correspondence is being facsimile tra	ansmitted to the U.S. Patent and Trademark Office at				
<u>703-872</u>	<u>-9306</u> on:					
Date of	Transmission 12-14-04 CATHY BACHINA					
	(Typed or printed name of person transmitting	WW				
	(Typed or printed name of person transmitting	ş p apa)				
	(Signature of person transmitting paper))				